

**Reclamation Manual**

Reclamation Acquisition Regulation System

401 DM Addition to FAR &amp; DIAR

**PART WBR 1425 -- FOREIGN ACQUISITION****WBR 1425****PART WBR 1425****FOREIGN ACQUISITION****TABLE OF CONTENTS****SUBPART WBR 1425.1 -- BUY AMERICAN ACT -  
SUPPLIES**

WBR 1425.105	Evaluating offers.
WBR 1425.109	Solicitation provisions and contract clauses.
WBR 1425.109-80	Reclamation solicitation provisions and contract clauses.

**SUBPART WBR 1425.4 -- TRADE AGREEMENTS**

WBR 1425.400	Scope of subpart.
WBR 1425.402	Policy.
WBR 1425.408	Solicitation provisions and contract clauses.

# Reclamation Manual

Reclamation Acquisition Regulation System

401 DM Addition to FAR &amp; DIAR

PART WBR 1425 -- FOREIGN ACQUISITION

WBR 1425.408

## PART WBR 1425

### FOREIGN ACQUISITION

#### SUBPART WBR 1425.1 -- BUY AMERICAN ACT - SUPPLIES

##### WBR 1425.105 Evaluating offers.

If foreign inspection may be required, the requiring office and the contracting officer shall develop an estimate of the cost of foreign inspection for use in evaluating the price of any foreign end product offers received. The cost shall be inserted into the provision prescribed in WBR 1425.109-80 and added to the price of any foreign end products offers received during the evaluation of offers.

##### WBR 1425.109 Solicitation provisions and contract clauses.

##### WBR 1425.109-80 Reclamation solicitation provisions and contract clauses.

The contracting officer shall insert the provision at WBR 1452.225-80, Evaluation Factor -- Cost of Foreign Inspection -- Bureau of Reclamation, in solicitations containing the clause at FAR 52.225-3, Buy American Act -- Supplies, or the clause at FAR 52.225-17 -- Buy American Act -- Supplies, under European Community Agreement, when foreign inspection may be required.

#### SUBPART WBR 1425.4 -- TRADE AGREEMENTS

##### WBR 1425.400 Scope of subpart.

This subpart, in accordance with FAR 25.400(b), provides policies and procedures for acquisitions subject to the Agreement on Government Procurement (GPA), as amended by the Uruguay Round Agreements Act (Pub. L. 103-465), and other trade agreements.

##### WBR 1425.402 Policy.

(a) The GPA, as amended:

- (1) eliminates Reclamation's previous exclusion from the Trade Agreements Act (TAA); and
- (2) requires Reclamation to apply GPA policy and procedures to its acquisitions.

(b) Pursuant to the GPA, as amended, CO's shall evaluate offers received for all acquisitions at or above the dollar thresholds listed below without regard to the restrictions of the Buy American Act (BAA).

- (1) Construction (\$7,311,000);
- (2) Products and services.
  - (i) Mexico (\$50,000);
  - (ii) Canada (\$190,000);
  - (iii) Israel (\$190,000); and

(iv) All other designated countries (\$190,000).

(c) CO's shall apply the BAA evaluation factors to all acquisitions below the dollar thresholds listed in subparagraph (b) above.

##### WBR 1425.408 Solicitation provisions and contract clauses.

As Reclamation acquisitions are now subject to the GPA and the TAA, CO's shall insert the provision at WBR 1452.225-82, Notice of Trade Agreements Act Evaluations -- Bureau of Reclamation, in all solicitations, in order to alert offerors that its thresholds are different than other agencies listed in the FAR.